

ATTACHMENT A

DECLARATION OF SUE WILSON

Sue Wilson makes the following sworn declaration:

On more than one occasion, I visited Entercom Sacramento at 5345 Madison Avenue in Sacramento to inspect their public files.

Entercom Sacramento is housed in a 25,000 square foot one story brick office building with the Entercom logo boldly facing the busy Madison Avenue corridor. There is a large parking lot there for the entire Entercom staff. The front door features the Entercom Sacramento logo, along with the words "Radio Stations Entrance."

Walking in the front door, the spacious reception room features a decorative wooden wall with the "Entercom Sacramento" logo in the center, and logos for "107.9 The End" (KDND,) "Eagle 96.9," (the two Entercom Sacramento stations I listen to,) and also the four other stations operated within that building.

It's a busy place with a raucous atmosphere, with Deejays and staffers from various departments at the various stations coming through the reception room. I remember a

1 pair of local rock celebrities bopping down a hallway, and I
2 was told they were going to the station KRXQ for an interview.

3 To complete the public files inspection, I was escorted to
4 a small interior office which served as office for a female
5 staffer at Entercom Sacramento. The space designated for file
6 inspections was at the foot of her desk, about a two foot wide
7 space with a computer which could only be used while
8 standing. (Although I took notes for about two hours each
9 time, no chair was ever offered.) The computer contained the
10 files for all six Entercom Sacramento stations, not just KDND,
11 and I perused each one, spending most of my time in the
12 KDND file.

13 The foregoing is stated from my personal knowledge,
14 under the penalties for perjury provided in the law of the
15 United States.

16 Dated: January 8, 2017

17 By 
18 Sue Wilson
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ATTACHMENT B

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SACRAMENTO

---oOo---

WILLIAM STRANGE, individually,
and as Guardian ad Litem for
RYLAND STRANGE and JORIE STRANGE,
Minors; RONALD SIMS, as Guardian
Ad Litem for KEEGAN SIMS, a minor,

Plaintiffs,

v.

No. 07AS00377

ENTERCOM SACRAMENTO, LLC,
ENTERCOM COMMUNICATIONS, CORP.,
JOHN GEARY, STEVE WEED,
ROBIN PECHOTA, LIZ DIAZ,
ADAM COX, STEVE MANEY,
PATRICIA SWEET, MATT CARTER,
And DOES 1-40, inclusive,

COPY

Defendants.

---oOo---

9:00 a.m.

June 27, 2007

DEPOSITION OF JOHN GEARY

Reported by: SHERREE L. BLAKEMORE, CSR No. 7144

Royal
REPORTING SERVICES

1333 Howe Avenue, Suite 100, #5
Sacramento, California 95825
916.564.0100

11:25:40 1 So I said okay. And I walked down the hall and --
11:25:45 2 left my office, walked down the hall towards the kitchen,
11:25:46 3 and it's a long hallway, past our main conference room,
11:25:51 4 down to where the kitchen is.

11:25:55 5 And as I approached it -- the wall kind of flares
11:25:56 6 out a little bit as you approach it -- and as I approached
11:25:59 7 it, I could see just people standing. Obviously something
11:26:01 8 was going on in the kitchen. I could see people standing
11:26:04 9 there. And it was loud. And as I approached it, and, you
11:26:09 10 know, probably got to about, I would say, ten feet of
11:26:14 11 where the entrance was, I believe it was Matt Carter,
11:26:16 12 because he's taller than the rest, and I -- it was either
11:26:21 13 him or Jessica. I made eye contact with them, and yelled
11:26:24 14 at them, "You guys have got to hold it down," and then he
11:26:31 15 acknowledged with a nod, and then I turned around and went
11:26:31 16 back to my office.

11:26:32 17 Q I appreciate you telling me that. Again, this is
11:26:35 18 the best opportunity for you to be candid and complete
11:26:39 19 when we ask you these questions.

11:26:42 20 So let me do a chronology for us, here, and you
11:26:44 21 correct me if I'm wrong.

11:26:46 22 Get to work, 6:30, 6:45; you hear some noise,
11:26:53 23 because people are around. And we'll characterize that
11:26:55 24 noise as out of the ordinary. True? Or was it ordinary?

11:27:02 25 A To me it's ordinary, in the sense that this is a

11:27:05 1 morning show. They have people in the building on
11:27:07 2 occasion.
11:27:07 3 Q So nothing that raised a flag for you. True?
11:27:10 4 A Absolutely.
11:27:11 5 Q And you went to work and did your thing, and then at
11:27:15 6 nine o'clock, approximately, someone came to you from the
11:27:19 7 sales department and said, it's loud. "We can't -- it's
11:27:25 8 impacting our ability to do our job." Words to that
11:27:25 9 effect?
11:27:25 10 A It was sometime in the nine o'clock hour as opposed
11:27:29 11 to at nine o'clock.
11:27:30 12 Q Between 9:00 and 9:30; 9:00 and 10:00?
11:27:35 13 A I would say 9:00 and 10:00.
11:27:40 14 Q Who was this person?
11:27:40 15 A Her name was Michele Hiller.
11:27:41 16 Q And Ms. Hiller; what is her job capacity?
11:27:44 17 A Michele is a salesperson for a group of our radio
11:27:49 18 stations.
11:27:49 19 Q She could have been working for KDND or any of the
11:27:55 20 other stations. True?
11:27:55 21 A No, that's not correct. Stations that she
11:28:00 22 represents were three different stations, other than KDND.
11:28:01 23 Q And does she have a boss?
11:28:03 24 A Yes, she does.
11:28:04 25 Q Who is her boss?

ATTACHMENT C

FOLGER LEVIN & KAHN LLP

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Attorneys for Defendants ENTERCOM
 SACRAMENTO, LLC, ENTERCOM
 COMMUNICATIONS CORP.
 and JOHN GEARY

SUPERIOR COURT OF THE STATE OF CALIFORNIA**COUNTY OF SACRAMENTO**

WILLIAM A. STRANGE, individually,
 and as Guardian *ad Litem* for RYLAND
 STRANGE and JORIE STRANGE,
 minors; RONALD E. SIMS, as Guardian
ad Litem for KEEGAN SIMS, a minor,

Plaintiffs,

v.

ENTERCOM SACRAMENTO, LLC,
 ENTERCOM COMMUNICATIONS
 CORP., JOHN GEARY, STEVE WEED,
 ROBIN PECHOTA, LIZ DIAZ, ADAM
 COX, STEVE MANEY, PATRICIA
 SWEET, MATT CARTER, and DOES 1
 through 40, inclusive,

Defendants.

Case No. 07AS00377

**DECLARATION OF JOHN D. GEARY IN
 SUPPORT OF MOTION FOR SUMMARY
 ADJUDICATION OF ISSUES BY
 DEFENDANTS ENTERCOM
 SACRAMENTO, LLC, ENTERCOM
 COMMUNICATIONS CORP. AND
 JOHN GEARY**

Date: June 26, 2008
 Time: 2:00 p.m.
 Dept: 53

Complaint filed: January 25, 2007

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 KAHN LLP
 ATTORNEYS AT LAW

DECLARATION OF JOHN D. GEARY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION; CASE NO. 07AS00377

1 I, John D. Geary, declare:

2
3 1. I am the Vice President and Market Manager for Entercom Sacramento, LLC. I
4 have held this position since April, 1998. I make this declaration in support of the motion of
5 Defendants Entercom Sacramento, LLC, Entercom Communications Corp., and John Geary for
6 summary adjudication. I have personal knowledge of the matters set forth in this declaration, and
7 could and would competently testify thereto under oath if called upon to do so.

8 **A. SUMMARY OF TESTIMONY**

9 2. In my capacity as Vice President and Market Manager for Entercom Sacramento,
10 LLC, I oversee about 130 employees and all facets of the operations of six radio stations owned
11 by Entercom Sacramento, LLC, including radio station KDND (FM Radio 17.9). The nature of
12 this oversight role requires me to delegate various day-to-day responsibilities to others, including
13 the responsibility for the planning, approving and oversight of contests or promotions hosted by
14 the radio stations. As a result, I generally have no role in connection with contests or promotions
15 held by Entercom Sacramento, LLC's radio stations.

16 3. I had no involvement with the planning, approval, execution or monitoring of
17 KDND's "Hold Your Wee for a Nintendo Wii Contest" (hereinafter sometimes referred to as the
18 "Contest") that was held in the morning of January 12, 2007 between approximately 6:00 a.m.
19 and 9:20 a.m. I did not meet or speak with any of the contestants. I was unaware of the Contest
20 before it occurred on January 12, 2007 and was not advised of the details of the Contest until after
21 I learned of the death of Jennifer Strange at approximately 3:45 p.m. to 4:00 p.m. on January 12,
22 2007. My only connection with the Contest was sometime after 9:00 a.m., when an employee
23 (Ms. Mickey Hiller) complained of noise in the kitchen, hindering her ability to work, in
24 response to which I advised KDND personnel to hold the noise down.

25 4. I am aware that Plaintiffs in this action allege in their Complaint that Steve Weed,
26 Robin Pechota Ray, and Ellahah Baghaci (Liz Diaz) are "managing agents" of Entercom
27 Sacramento, LLC and of Entercom Communications Corp. However, these individuals are not
28 managing agents of either Entercom Sacramento, LLC or Entercom Communications Corp., nor

-2-

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1 are they officers or directors of these companies. These individuals were not even employed by
 2 Entercom Communications Corp., and although they were employees of Entercom Sacramento,
 3 LLC, their responsibilities are very limited, as discussed below.

4 **B. MY RESPONSIBILITIES AT ENTERCOM SACRAMENTO, LLC**

5 5. Entercom Sacramento, LLC is a wholly-owned subsidiary of Entercom Radio,
 6 LLC, which, in turn, is a wholly owned subsidiary of Entercom Communications Corp. (which is
 7 headquartered in Bala Cynwyd, Pennsylvania). Entercom Sacramento, LLC owns six radio
 8 stations in the Sacramento market. One of the stations, KDND (FM Radio 107.9), was the entity
 9 that hosted the "Hold Your Wee for a Wii" Contest. KDND is not a corporate entity; rather, it is
 10 a radio station owned and operated by Entercom Sacramento, LLC.

11 6. As Vice President and Market Manager for Entercom Sacramento, LLC, my job
 12 responsibilities, both in January 2007 and at the present time, included oversight of numerous
 13 departments at Entercom Sacramento, LLC, including sales staffs (which includes the general
 14 sales department, the group sales department and the national sales manager) for all six stations;
 15 the business department (which includes business, finance, and accounting); the information
 16 technology ("IT") department (headed by a chief engineer who makes decisions regarding
 17 transmitters, studio equipment and other IT equipment); the marketing (Fusion) department; the
 18 traffic and continuity department (charged with ensuring that advertising spots are properly
 19 produced, placed, and aired on the stations); the programming department; the promotions
 20 department; and the productions department.

21 7. My job responsibilities also include overseeing the preparation of business plans
 22 for each of the six stations and the preparation of pro forma financial statements for each of the
 23 six stations. On an ongoing basis, I monitor the financial performance of each station and the
 24 compliance of each station with its business plan. I also oversee and make personnel decisions,
 25 including the hiring and firing decisions at Entercom Sacramento, LLC.

26
 27 **C. ROBIN RAY PECHOTA HAD RESPONSIBILITY FOR PREPARING RULES FOR CONTESTS AND FOR FOLLOWING ENTERCOM'S CONTEST GUIDELINES**

28 8. Prior to the Contest, Entercom Communications Corp. had developed written

-3-

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DECLARATION OF JOHN D. GEARY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION, CASE NO. 07AS00377

1 guidelines for contests. The policies, entitled "Entercom Communications Corp. General Contest
 2 Guidelines" were circulated on August 31, 2006 by Ms. Cannela Masi, counsel in Entercom
 3 Communications' Legal Department, to promotions directors (including Robin Pechota Ray),
 4 program directors/station managers, myself, and others. In the August 31, 2006 email (Dep.
 5 Ex. 30) circulating the General Contest Guidelines to, among others, Robin Pechota Ray,
 6 Ms. Masi wrote:

7 With the exception of simple contests, contest rules must be
 8 submitted for review by your Entercom Legal representative. This
 9 is especially true for any unusual or complicated mode of entry,
 10 winning or any large prize (valued at more than \$10,000). A simple
 11 contest is one in which the form of rules have been approved before
 12 by Entercom Legal, that fall under the Station's generic contest
 13 rules (used only for simple one-off call-in, on-site or on-line simple
 14 random selection contests... 9th caller for a stereo system or concert
 15 tickets, entry to win CD at a station event, on-line entry to
 16 randomly select one winner of a TV, etc...) and that do not include
 17 any unusual mode of entry/winning or large prize. When in doubt
 18 as to whether a giveaway fits into your generic contest rules, check
 19 with your Entercom Legal representative.

20 9. At the time of the Contest, Robin Pechota Ray was the promotions director for
 21 Entercom Sacramento, LLC, including radio station KDND. She reported to Steve Weed
 22 (promotions director/station manager for KDND), who, in turn, reported to me. At the time of the
 23 Contest (January 12, 2007), Robin Pechota Ray had responsibility for overseeing the planning
 24 and approval of contests, including the Hold Your Wee for a Wii Contest, for preparing rules for
 25 contests, for monitoring contests and for complying with the General Contest Guidelines.

26 10. I was advised by Robin Pechota Ray after the Hold Your Wee for a Wii Contest
 27 occurred that she did not provide rules for the Contest or submit the Contest to the Legal
 28 Department for review; hence, no employee (or officer, director or managing agent) of Entercom
 Communications Corp. had any involvement with the Contest, including with its planning,
 approval, or oversight. (None of the Individual Defendants in this lawsuit were employed by
 Entercom Communications Corp.)

D. I DO NOT HAVE DAY-TO-DAY INVOLVEMENT WITH CONTESTS

11. I had no involvement with the preparation of the General Contest Guidelines,
 which I understand were prepared and circulated at various times by the Legal Department of

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-4-

DECLARATION OF JOHN D. GEARY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION; CASE NO. 07AS00377

1 Entercom Communications Corp. I do not have day-to-day involvement with contests or
2 promotions at Entercom Sacramento, LLC, including KDND. I do not become involved in the
3 process of planning contests or submitting contests to Entercom Communications Corp.'s Legal
4 Department for review. While certain KDND personnel attend weekly meetings at which
5 contests may be suggested, discussed and planned, I do not attend these meetings. . .

6 12. As a general matter, I do not become involved in the planning, approval,
7 monitoring, or execution of the contests. However, in some instances, a particular aspect of a
8 contest may be brought to my attention. For example, my approval might be sought concerning
9 whether Entercom Sacramento, LLC would be willing to pay for an extravagant prize, such as
10 paying a contestant's mortgage. However, in this case, I was not advised of and was unaware of
11 KDND's Hold Your Wee for a WH Contest before it occurred.

12 **E. I HAD NO INVOLVEMENT WITH THE CONTEST**
13

14
15 13. I had no involvement in the planning, approval, execution or monitoring of the
16 Contest. I had no discussions with anyone, including any Entercom Sacramento, LLC personnel,
17 regarding the planning, approval, execution or monitoring of the Contest until after I learned of
18 the death of Ms. Strange. I did not attend any meetings where the Contest was conceived and
19 planned. I had no involvement in the preparation or approval of any rules for the Contest. I did
20 not see the rules for the Contest that were prepared by Robin Pechota Ray (Depo. Ex. 9) until
21 after I learned of the death of Ms. Strange. Also, as Vice President and Market Manager of
22 Entercom Sacramento, LLC, I was not involved in the training of employees (including the
23 promotions directors) in the General Contest Guidelines or in the procedures to be followed in
24 connection with contests.

25 14. Some time after 9:00 a.m. on January 12, 2007, Ms. Micheyl Hiller, a salesperson
26 at Entercom Sacramento, LLC whose open work space was near the kitchen, came to my office
27 and complained to me about noise coming from the kitchen making it difficult for her to make
28 telephone calls. In response to Ms. Hiller's complaint, I simply walked down to the entry to the

1 kitchen area and requested a KDND employee that I saw to keep the noise down. I did not have
2 any discussions with the contestants and did not get involved at all with the event in the kitchen.

3 15. After learning of the death of Ms. Strange, I also learned who was involved with
4 the Contest, including, among others, Robin Pechota Ray (the promotions director), Steve Weed
5 (program director/station manager for KDND), Eliaheh Baghaei ("Liz Diaz") (producer for the
6 KDND morning show), and the morning on-air talent. None of these individuals had ever been
7 reported to have done anything resulting in an injury to a listener or participant in a promotion or
8 contest in the past. None of these individuals and no one at Entercom Sacramento, LLC has been
9 the subject of any criminal prosecution as a result of their involvement in the Contest. The
10 District Attorney for Sacramento County declined to bring any criminal charges in connection
11 with the death of Jennifer Strange following her participation in the Contest, instead issuing a
12 "Case of Interest" report (dated April 2, 2007) in which it was stated, among other things, that
13 Ms. Strange "evidenced no symptoms which would lead a reasonable person to conclude that she
14 was seriously ill or in danger of dying" and that the "facts and circumstances of this ill-fated
15 event do not support the filing of criminal charges against the radio station or any of its
16 employees."

17 16. On behalf of Entercom Sacramento, LLC, on January 16, 2007, I terminated
18 various individuals whom I learned were involved with the Contest, including all of the individual
19 defendants named in this action. No officer, director, or managing agent of Entercom
20 Sacramento, LLC was involved with the Contest.

21 **F. ROBIN PECHOTA RAY WAS NOT AN OFFICER, DIRECTOR, OR MANAGING**
22 **AGENT OF ENTERCOM SACRAMENTO, LLC OR ENTERCOM**
23 **COMMUNICATIONS CORP.**

24 17. Ms. Pechota Ray was an employee of Entercom Sacramento, LLC, and she
25 reported to Mr. Weed, who in turn reported to me. She was not an employee of Entercom
26 Communications Corp. Ms. Pechota Ray was not an officer or director of Entercom Sacramento,
27 LLC or Entercom Communications Corp.

28 18. Ms. Pechota Ray was not a managing agent of Entercom Sacramento, LLC or

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-6-

DECLARATION OF JOHN D. GEARY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION, CASE NO. 07AS00377

1 Entercom Communications Corp. She did not have the authority to make policy for Entercom
 2 Sacramento, LLC or for Entercom Communications Corp. Ms. Pechota Ray did not prepare the
 3 Entercom General Guidelines (Depo. Ex. 30), but rather she was to follow the Guidelines.
 4 Ms. Pechota Ray did not have authority to fire or hire employees. Ms. Pechota Ray's authority
 5 was quite limited. Ms. Pechota Ray did not have the authority to set salaries. Ms. Pechota Ray
 6 did not have responsibilities with respect to the sales, marketing (Fusion), program, business or
 7 information technology departments, and the personnel from those departments did not report to
 8 her. She had no authority to sign checks for Entercom Sacramento, LLC.

9
 10 **G. STEVE WEED WAS NOT AN OFFICER, DIRECTOR, OR MANAGING AGENT**
 11 **OF ENTERCOM SACRAMENTO, LLC OR ENTERCOM COMMUNICATIONS**
 12 **CORP.**

13 19. At the time of the Contest, Steve Weed was the program director/station manager
 14 for radio station KDND. Mr. Weed had no responsibility with respect to any of the other five
 15 radio stations of Entercom Sacramento, LLC. Mr. Weed was not an officer or director of
 16 Entercom Sacramento, LLC or Entercom Communications Corp. Mr. Weed was an employee of
 17 Entercom Sacramento, LLC. He was not an employee of Entercom Communications Corp.

18 20. Steve Weed was not a managing agent of Entercom Sacramento, LLC or Entercom
 19 Communications Corp. He did not have authority to make policy for Entercom Sacramento, LLC
 20 or Entercom Communications Corp., but rather, he was to follow the corporate policies that were
 21 relayed to him. Mr. Weed did not prepare the General Contest Guidelines; rather, he was to
 22 follow the Guidelines in overseeing Ms. Pechota Ray in connection with contests and promotions
 23 of KDND.

24 21. Even with respect to KDND, Mr. Weed's responsibilities were limited.
 25 Mr. Weed's responsibilities as the station manager/program director of KDND were with respect
 26 to overseeing the production and promotion aspects of KDND. Mr. Weed had no oversight over
 27 numerous other departments of Entercom Sacramento, LLC, including the sales, marketing
 28 (Fusion), business (financial) and information technology departments, and the personnel from
 those departments did not report to Mr. Weed. Mr. Weed did not have authority to fire or hire

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-7-

DECLARATION OF JOHN D. GEARY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION; CASE NO. 07AS00377

1 anyone without my approval, and he did not have the authority to set salaries. Also, Mr. Weed
 2 could not incur material expenses without my prior approval. He could not sign checks for
 3 Entercom Sacramento, LLC. Although Mr. Weed could have offered some input from a
 4 production standpoint into that portion of the business plan that dealt with KDND only, he did not
 5 have responsibility for the business plan that covered all six stations or any other facets of the
 6 operations of these stations.

7
 8 **HL THE INDIVIDUALS WHO REPORTED TO STEVE WEED OR ROBIN**
 9 **PECHOTA RAY WERE NOT OFFICERS, DIRECTORS OR MANAGING**
 10 **AGENTS OF ENTERCOM SACRAMENTO, LLC OR ENTERCOM**
 11 **COMMUNICATIONS CORP.**

12 22. None of the individuals who reported to Steve Weed or Robin Pechota Ray was an
 13 officer, director, or managing agent of Entercom Sacramento, LLC or Entercom Communications
 14 Corp.

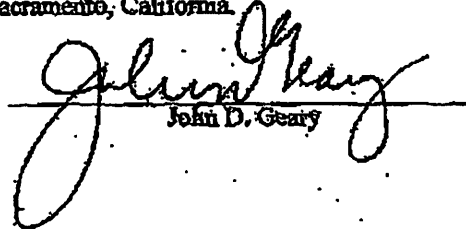
15 23. Elahab Baghaei ("Liz Diaz"), the producer of the morning broadcast on KDND,
 16 reported to Steve Weed, and she had no responsibility with respect to other radio stations.
 17 Ms. Baghaei was an employee of Entercom Sacramento, LLC and was not an employee of
 18 Entercom Communications Corp. She had been on the job a little more than two months at the
 19 time of the Contest. Her responsibility was primarily to field listener calls during the morning
 20 show. She did not possess hiring or firing authority, the authority to set salaries or approve raises,
 21 or the authority to make policy for Entercom Sacramento, LLC or Entercom Communications
 22 Corp. She did not have responsibilities with respect to the sales, marketing (Fusion), promotion,
 23 business, or IT departments. She had no authority to sign checks for Entercom Sacramento, LLC.

24 24. Adam Cox, Steve Maney, Patricia Sweet, Matt Carter and Pete Inzerillo were on-
 25 air talent for the morning broadcast on KDND and no other station. They reported to Steve
 26 Weed. They were employees of Entercom Sacramento, LLC, and were not employees of
 27 Entercom Communications Corp. None of them possessed hiring or firing authority, the authority
 28 to set salaries, or the authority to make policy for Entercom Sacramento, LLC or Entercom
 Communications Corp. They did not oversee any departments of Entercom Sacramento, LLC.
 None of them had responsibilities with respect to the sales, marketing (Fusion), promotion,

1 business or IT departments. None of them had authority to sign checks for Entercom Sacramento,
2 LLC. None of them was an officer, director or managing agent of Entercom Sacramento, LLC or
3 Entercom Communications Corp.

4 I declare that the foregoing is true and correct under penalty of perjury under the laws of
5 the state of California.

6 Executed on March 6th, 2008, at Sacramento, California.

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8 
9 John D. Geary

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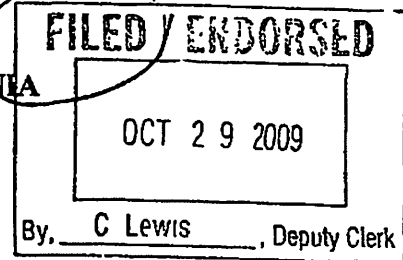
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-9-

DECLARATION OF JOHN D. GEARY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION, CASE NO. 07AS00377

ATTACHMENT D

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO



**WILLIAM M. STRANGE, individually, and
as Guardian ad Litem for RYLAND
STRANGE and JORIE STRANGE, minors;
RONALD E. SIMS, as Guardian ad Litem
for KEEGAN SIMS, a minor,
Plaintiffs,**

Case Number: 07AS00377

Department: 27

SPECIAL VERDICT

vs.

**ENTERCOM SACRAMENTO, LLC and
ENTERCOM COMMUNICATIONS,
CORP.,
Defendants.**

We, the jury in the above entitled action, answer the questions submitted to us as follows:

Question No. 1

Was Entercom Sacramento negligent?

Yes ☒ No ☐

Question No. 2

If your answer to Question No. 1 is "yes," please answer the following: was Entercom

Sacramento's negligence a substantial factor in causing harm to Jennifer Strange?

Yes ☒ No ☐

Question No. 3

Was Entercom Communications Corp. negligent?

Yes ☐ No ☒

Question No. 4

If your answer to Question No. 3 is "yes," please answer the following: was Entercom Communication Corp.'s negligence a substantial factor in causing harm to Jennifer Strange?

Yes _____ No _____

If you find that Entercom Sacramento and Entercom Communications Corp. or either of them were negligent and that the negligence was a substantial factor in causing harm to Jennifer Strange, then please answer Question Nos. 5(a), 5(b), and 6-8. If you find that no defendants were negligent or that no defendants' negligence was a substantial factor in causing harm to Jennifer Strange, stop here, answer no further questions, and have the presiding juror sign and date this form.

Question No. 5

a. What are plaintiffs' total economic damages?	\$ <u>1,477,118.00</u>
b. What are plaintiffs' total non-economic damages?	\$ <u>15,100,000.00</u>
TOTAL	\$ <u>16,577,118.00</u>

Question No. 6

Was Jennifer Strange contributorily negligent in causing her harm?

Yes _____ No ✓

Question No. 7

If your answer to Question No. 6 is "yes," was Jennifer Strange's negligence a substantial factor in causing her harm?

Yes _____ No _____

If your answers to Question Nos. 6 and 7 are both "yes," then answer Question No. 8. If your answer to Question No. 6 or 7 is "no," then enter the number zero next to the name of Jennifer Strange in Question No. 8.

Question No. 8

What percentage of comparative fault do you assign, if any, to each of the following parties? Insert a percentage for Entercom Sacramento only if you answered "yes" to both Questions 1 and 2. Insert a percentage for Entercom Communications Corp. only if you answered "yes" to both Questions 3 and 4. Insert a percentage for Jennifer Strange only if you answered "yes" to both Questions 6 and 7.

Entercom Sacramento	<u>100</u>
Entercom Communications Corp.	<u>0</u>
Jennifer Strange	<u>0</u>
Total	<u>100%</u>

Dated: 10/29/09

Signed: Chd Pm
Presiding Juror

ATTACHMENT E

Entercom Sacramento

5345 Madison Avenue
Sacramento, CA 95841
Tel: 916.334.7777
Fax: 916.339.4292

Release For All Claims Including Personal Injury

In consideration of goods and valuable consideration received and to be received, I, my heirs, assignees, legal representatives, or any other party having the capacity to represent me, do hereby release Entercom Inc. KDND, KRXQ, KSEG, KCTC, KSSJ, KWOD, its subsidiaries, franchises, agents, officers, directors, employees, and all other parties in interest from all claims, demands, grievances, and causes of action either legal or equitable, including but not limited to, all damages of any kind incurred by myself or by others to me for the duration outlined herein and that I am unable to amend the aforementioned arrangements, in part or in full.

Prize: _____

I have read and understand this agreement.

Name: JENNIFER STRANGE

Address: 3041 ASTRAL DR

City: SACRAMENTO State: CA Zip: 95827

Date of Birth: 10/23/78

Phone # Work: 916-955-1734 Home: 916-376-0904

Effective this date(s): 01/2/07

Signature: Jennifer Strange

Or Signature of authorized agent/legal guardian: _____



ATTACHMENT F

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SACRAMENTO

---oOo---

WILLIAM STRANGE, individually,
and as Guardian ad Litem for
RYLAND STRANGE and JORIE STRANGE,
minors; RONALD SIMS, as Guardian
Ad Litem for KEEGAN SIMS, a minor,

Plaintiffs,

v.

No. 07AS00377

ENTERCOM SACRAMENTO, LLC,
ENTERCOM COMMUNICATIONS, CORP.,
JOHN GEARY, STEVE WEED,
ROBIN PECHOTA, LIZ DIAZ,
ADAM COX, STEVE MANEY,
PATRICIA SWEET, MATT CARTER,
and DOES 1-40, inclusive,

COPY

Defendants.

---oOo---

9:08 a.m.

April 11, 2008

DEPOSITION OF MATTHEW CARTER

Reported by: SHERREE L. BLAKEMORE, CSR No. 7144

Royal

REPORTING SERVICES

1333 Howe Avenue, Suite 228
Sacramento, California 95825
916.564.0100

1 A No.

2 Q Now, let's talk about this Monday meeting. When you
3 got -- strike that.

4 Who else showed up for this meeting on Monday, the
5 one that Steve Weed had told Maney that you had to be at?

6 A You know, I have to recall that that was a holiday,
7 that Monday. I think it was Martin Luther King holiday.
8 So it would have been the Tuesday.

9 Q So for this Tuesday meeting, who else showed up at
10 the station?

11 A Everybody that was there for the Sunday meeting.
12 They had us broken up as the show; Liz, myself, Fester,
13 Adam, Maney, and Trish. We went in, and were told we were
14 fired. And then apparently they brought in Steve Weed,
15 and Robin; but I was already out of the building at that
16 time.

17 Q When you went into this meeting where you were told
18 you were fired, besides The Morning Rave crew, who else
19 was in the room?

20 A John Geary, and attorneys and representatives of
21 Entercom.

22 Q Were these the same attorneys that you had
23 recognized from the prior meeting?

24 A I recognized one of them from the prior meeting.

25 Q And who did the talking of that group of people from

1 Entercom?

2 A John Geary did the first -- you know, the bad news.
3 And there was obviously heated emotions for Lukas, Maney
4 and Trish. And they had questions they were shooting out.
5 And that is when he stepped aside and let his attorney
6 answer all the questions.

7 Q How long did this meeting last?

8 A Five minutes.

9 Q When you said Mr. Geary handled the bad news, what
10 did he say exactly?

11 A He said -- he passed out checks; said our employment
12 with Entercom is now over. He was very vague. I remember
13 right then Trish asked, "So you're blaming us for all of
14 this?" And he stuck to what he was saying, instead of
15 answering the direct questions and whatnot.

16 He said we would have access -- he said we were
17 entitled to attorneys, and they would pay some legal fees,
18 whatever that was. He advised us to take advantage of
19 that. Advised us to keep quiet in regards to the media.
20 And that was all.

21 Q Did he tell you why he thought you might need
22 attorneys?

23 A No.

24 Q Did he explain to you why you were being terminated?
25 Did he give you a specific reason?

1 A No.

2 Q Did he relate it to the death of Jennifer Strange?

3 A Not directly.

4 Q Did he mention her name?

5 A No.

6 Q Did he mention the contest?

7 A No.

8 Q Did he refer to any contract of employment?

9 A No.

10 Q Do you recall him using the words "moral turpitude"?

11 A I do not recall those words.

12 Q Did he answer Trish's question; "So you're blaming

13 us for all of us this"?

14 MR. SULLIVAN: Asked and answered.

15 THE WITNESS: He did not answer.

16 Q BY MR. BALE: Was that question answered by anyone

17 else from Entercom?

18 A No.

19 Q You said there were questions and emotions. What

20 sort of questions did you hear coming from the folks who

21 had been fired?

22 A Maney, in an attempt to almost beg, said, "You can't

23 fire us before the book comes out. You just take a look

24 at the book. You can't fire us now. You haven't even

25 given us a chance to explain to our listeners what

CERTIFICATE OF SERVICE

I, Michael Couzens, certify that on January 9, 2017, the foregoing Motion to Enlarge Issues was served by e-mail to the following:

Hon. Richard L. Sippel
Chief Administrative Law Judge
Federal Communications Commission
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Michael Couzens